

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office.....**JUL 29 2009**

Returned to applicant for correction.....

Corrected application filed Map filed **DEC 05 1989** under
54207

The applicant...Ruby Pipeline, LLC., c/o Dan G. Gredvig.....

....P.O. Box 1087.....of..... Colorado Springs.....
Street and No. or P.O. Box No. City or Town.....Colorado.....80944..... hereby make(s) application for permission to appropriate
State and Zip Code No.

the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.).....

.....Nov. 14, 2007, Delaware.....

1. The source of water is.....underground - well.....

Name of stream, lake, underground, spring or other sources.2. The amount of water applied for is**5.57 cfs (105.05 af)**.....second feet.
One second foot equals 448.83 gallons per minute.

(a) if stored in reservoir give number of acre-feet.....

3. The water to be used for.....Pipeline Construction.....
Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.

4. If use if for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kind of animals.....

(c) Other use (describe fully under No. 12)....Hydrostatic testing and dust control.....

(d) Power:

(1) Horsepower developed.....

(2) Point of return in water to stream.....

42-68

5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision or public survey, and by a course and distance to a fixed section corner. If on unsurveyed land, it should be so stated.)

.....SW $\frac{1}{4}$, NE $\frac{1}{4}$ Sec 11, T.39 N., R.60 E., MDB&M, or at a point from which the NW corner of said Sec 11 bears.....

.....N 43° 47' W, a distance of 3744.0 feet. For a map of the proposed POD, use map on file under Permit No. 54207.....

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

28,

M. Dillon
3 Aug 2009

.....T.40 N., R.62 E., portions of Secs 1, 2, 3, 7, 8, 9 and 10; T.40 N., R.61 E., portions of Secs 12, 13, 14, 15, 21, 22, 31 and.....

.....and 32; T.39 N., R.61 E., portions of Secs 5, 6, and 7; T.39 N., R.60 E., portions of Secs 12, 13, 14, 15, 16, 17, and 18;

.....T.39 N., R.59 E., portions of Secs 13, 14, 22, 23, 24, 27, 28, 29, 31 and 32; T.39 N., R.58 E., portions of Secs 18, 19, 20,.....

.....21, 26, 27, 28, 29, 35 and 36; T.39 N., R.57 E., portions of Secs 13, 14, 15, 16, 17, 19 and 20; T.39 N., R.56 E.,.....

.....portions of Secs 19, 20, 21, 22, 23, 24 and 30; T.39 N., R.55 E., portions of Secs 25, 26, 27, 28, 29, and 30; T.39 N.,.....

.....R.54 E., portions of Secs 25, 31, 32, 33, 34, 35 and 36; T.39 N., R.53 E., portions of Secs 34, 35, and 36; T.38 N., R.53...
.....E., portions of Secs 3, 4, 5, and 6; T.38 N., R.52 $\frac{1}{2}$ E., portion of Sec 1; T.38 N., R.51 E., portion of Secs 1, 2, 3, 4, 7,.....

.....8, 9, 10, 11 and 12; T.38 N., R.50 E., portions of Secs 3, 4, 5 and 6; T.38 N., R.49 E., portions of Secs 1, 2, 3 and 4;.....

.....All MDB&M. For a map of the proposed POU, use map on file under 78493; T.38 N., R.51 E., Secs 2, 3, 7, 8, 9, 10, 11, 12

M. Dillon
3 Aug 2009

7. Use will begin aboutJanuary 1stand end about.....December 31stof each year.

Month and Day

Month and Day

8. Description of proposed works: (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, and flumes, drilled well with pump and motor, etc.)

.....Existing 16" well 300' deep.....

9. Estimated cost of works:complete.....

10. Estimated time required to construct works:complete.....

(If well completed, describe works.)

11. Estimated time required to complete the application of water to beneficial use:two (2) years.....

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):

(Failure to provide a detailed description may cause a delay in processing.)

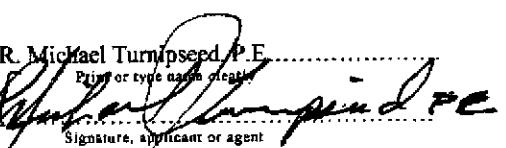
.....See attached sheet.....

13. Miscellaneous remarks:

E-mail Address

.....(775)885-2101.....NOV 17 2009.....

WITHDRAWN BY AGENT

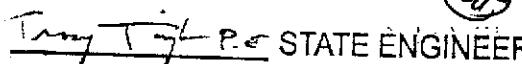
By: 

R. Michael Turnipseed, P.E.
Print or type name clearly

Signature, affix stamp or agent

.....204 North Minnesota Street.....

Street and No., or P.O. Box No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT:  STATE ENGINEER
Carson City, Nevada 89703.....

City, State, Zip Code

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

Protested: October 1, 2009, by Wright Land Company Limited Partnership and WBW Limited Partnership

EXHIBIT "A"

This application is one of several to provide construction water for compaction, dust control and hydrostatic testing. The total project consists of 670 miles of 42 inch Natural Gas Pipeline from Opal, Wyoming to Malin, Oregon passing through Elko Co., Humboldt Co. and Washoe County Nevada. This application is being filed pursuant to NRS 533.371 for a maximum of 2 years and shall expire upon completion of the project. The diversion rate on some of the applications is unusually high because during the hydrostatic test they need to fill the pipe as quickly as possible.